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Filing date: **10/19/2007**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92046185
Party	Defendant PRO FOOTBALL, INC.
Correspondence Address	ROBERT RASKOPF Quinn Emanuel Urquhart Oliver & Hedges 51 Madison Avenue, 22nd Floor New York, NY 10010 UNITED STATES robertraskopf@quinnemanuel.com, parthachattoraj@quinnemanuel.com, fvasquez@washdc.whitecase.com, zissmana@redskins.com
Submission	Other Motions/Papers
Filer's Name	Lori E. Weiss
Filer's e-mail	loriweiss@quinnemanuel.com
Signature	/Lori E. Weiss/
Date	10/19/2007
Attachments	Blackhorse Status Report.pdf ( 4 pages )(49784 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Registration No. 1,606,810 (REDSKINETTES)  
Registered: July 17, 1990

In the matter of Registration No. 1,085,092 (REDSKINS)  
Registered: February 7, 1978

In the matter of Registration No. 987,127 (THE REDSKINS & Design)  
Registered: June 25, 1974

In the matter of Registration No. 986,668 (WASHINGTON REDSKINS & Design)  
Registered: June 18, 1974

In the matter of Registration No. 978,824 (WASHINGTON REDSKINS)  
Registered: February 12, 1974

In the matter of Registration No. 836,122 (THE REDSKINS - Stylized Letters)  
Registered: September 26, 1967

AMANDA BLACKHORSE,  
MARCUS BRIGGS,  
PHILLIP GOVER,  
SHQUANE BIN LONE-BENTLEY,  
JILLIAN PAPPAN, AND  
COURTNEY TSOTIGH

Cancellation No. 92/046,185

Petitioners,

v.

PRO-FOOTBALL, INC.

Registrant.

REGISTRANT'S STATEMENT OF THE STATUS OF THE CIVIL ACTION  
OCCASIONING THE SUSPENSION OF THIS PROCEEDING

STATUS REPORT

Registrant Pro-Football, Inc. ("Registrant") respectfully submits this "status of the civil action which occasioned the suspension of this proceeding," as directed by the Board's Order dated September 28, 2007.

### **BACKGROUND**

On September 28, 2006, the Board issued an Order suspending the instant proceeding "pending final determination" of *Pro-Football, Inc. v. Harjo*, Civ. 99-1385 (CKK) ("*Harjo*"), a civil action pending in the District Court of the District of Columbia ("D.C.") involving identical issues to those in the instant proceeding.<sup>1</sup> As discussed below, *Harjo* is still pending before the District Court.

### **STATUS OF THE CIVIL ACTION**

On October 23, 2006, Registrant filed with the District Court its memorandum in further support of its motion for summary judgment on the limited issue of whether Petitioner Romero is barred by laches. On December 18, 2006, the *Harjo* Petitioners filed their opposition to Registrant's motion, which also functioned as the *Harjo* Petitioners' memorandum in support of their own motion for summary judgment on the issue of Romero's laches. On February 20, 2007, Registrant filed its reply to the *Harjo* Petitioners' opposition to Registrant's summary-judgment motion, which also functioned as Registrant's opposition to the *Harjo* Petitioners' motion. On April 2, 2007, the *Harjo* Petitioners filed their reply to Registrant's opposition to their summary-judgment motion.

The District Court has not yet ruled on any of these motions, let alone issued a decision that constitutes a "final disposition of said civil action." Registrant will notify the Board within

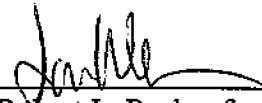
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<sup>1</sup> In its September 28, 2006 Order, the Board recognized that "to the extent that a civil action in a Federal district court involves issues in common with those in a Board proceeding, the district court decision would be binding on the Board." *Id.* at 1 n.1.

twenty days after the final determination of the related civil action, pursuant to the Board's  
September 28, 2006 Order.

Dated: New York, New York  
October 19, 2007

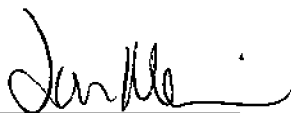
Quinn Emanuel Urquhart Oliver & Hedges,  
LLP

By:   
Robert L. Raskopf  
Claudia T. Bogdanos  
Lori E. Weiss  
51 Madison Avenue  
New York, New York 10010  
Phone: (212) 849-7261  
Fax: (212) 849-7100  
Email: [loriweiss@quinnemanuel.com](mailto:loriweiss@quinnemanuel.com)

ATTORNEYS FOR REGISTRANT

**Certificate of Service**

I certify that on the 19th day of October, 2007, I caused a true copy of Registrant's Statement of the Status of the Civil Action Occasioning the Suspension of this Proceeding to be served on Petitioners' attorney, Philip J. Mause, Drinker Biddle & Reath LLP, 1500 K Street, N.W., Suite 1100, Washington, D.C. 20005-1209, via First Class mail.

  
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Lori E. Weiss